

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
LYNCHBURG DIVISION

OCT 20 2009

JOHN F. CORCORAN, CLERK
BY: *S. Taylor*
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UNITED STATES OF AMERICA,) Criminal Action No. 6:03cr30073-2
)
v.) 2255 FINAL ORDER
)
JAMES R. DAVIS.) By: Samuel G. Wilson
) United States District Judge

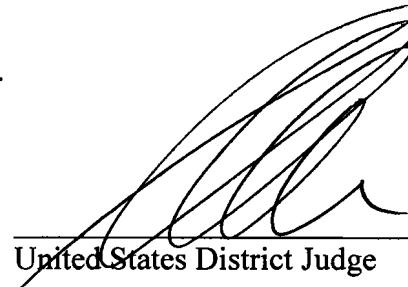
For the reasons stated in the accompanying Memorandum Opinion, it is hereby

ORDERED and ADJUDGED

that Davis' motion to vacate, set aside or correct sentence, pursuant to 28 U.S.C. § 2255 shall be and hereby is **DISMISSED without prejudice** as successive; and the case is hereby **STRICKEN** from the active docket.

The Clerk is directed to send copies of this Order and the accompanying Memorandum Opinion to the parties.

ENTER: This 21st day of October, 2009.



United States District Judge